

Please type a plus sign (+) inside this box → ☐

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/625,384	
	Filing Date	July 26, 2000	
	First Named Inventor	Richard A. Mueller	
	Group Art Unit	1625	
	Examiner Name	B. Robinson	
Total Number of Pages in This Submission	1	Attorney Docket Number	101765.00054

RECEIVED
JUL 15 2003
TECH CENTER
600/2900

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Request For Consideration Of References Previously Submitted Under 37 CFR § 1.98 (2 Boxes of References) <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Petition for Extension Of Response Period And Request For Reconsideration Under 37 C.F.R. § 1.116
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	William J. Fisher Registration No. 32,133
Signature	<i>William J. Fisher</i>
Date	July 14, 2003

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: <input type="text"/>			
Typed or printed name	<input type="text"/>		
Signature	<input type="text"/>	Date	<input type="text"/>

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:Richard A. MUELLER *et al.*

Serial No.: 09/625,384

Filed: July 26, 2000

Examiner: Robinson, B.

Group Art Unit: 1625

Atty Dkt No.: 101765.00054

For: RETROVIRAL PROTEASE INHIBITORS

REQUEST FOR CONSIDERATION OF REFERENCES PREVIOUSLY SUBMITTED
UNDER 37 CFR § 1.98

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request consideration of information previously submitted in a Information Disclosure Statement (IDS) filed on October 16, 2002 (copy enclosed). In an Examiner interview on July 3, 2003, Applicants' undersigned representative noted that Applicants had not received initialed Forms PTO-1449 relating to this IDS. In response, the Examiner provided a copy of these forms that had mistakenly been filed in the PTO's file. Applicants' subsequent review of the forms PTO-1449 revealed that the documents listed on sheets 5-18 of 18 had not been considered. Applicants' representative agreed in a later phone conference to re-submit the non-considered references, which the Examiner indicated were not received. Based on the above facts, Applicants first became aware on July 7, 2003 that many of the references were not considered. As agreed upon, copies of the non-considered references are again being submitted herewith for the Examiner's consideration.

Applicants also called the Examiner's attention in the October 16, 2002 IDS to six pending U.S. patent applications. Since that time, three of these applications have matured into U.S. patents, which are included in a newly submitted sheet 1A of a form PTO-1449. Copies of these issued patents are also submitted herewith.

No fee is believed to be due for this submission. However, should a fee be required, the Commissioner is hereby authorized to debit our Deposit Account No. 19-0733 as necessary.

Consideration of these references is again respectfully requested together with a return of the PTO Form 1449 initialed by the Examiner indicating the same.

Respectfully submitted,

Date: July 14, 2003

By:



William J. Fisher
Registration No. 32,133

BANNER & WITCOFF, LTD.
1001 G Street, N.W., Suite 1100
Washington, D.C. 20001-4597
(202) 824-3100

Enclosures:

- (1) IDS and sheets 5-18 of PTO Forms 1449, Filed October 16, 2002
- (2) Copies of U.S. Patent Nos. 6,538,006; 6,444,678; and 6,472,407